FILED

BEFORE THE BOARD OF OIL, GAS AND MINING DEPARTMENT OF NATURAL RESOURCES STATE OF UTAH

FEB 2 2 2010 SECRETARY, BOARD OF OIL, GAS & MINING

IN THE MATTER OF THE REQUEST FOR AGENCY ACTION OF ENERPLUS RESOURCES (USA) CORPORATION FOR AN ORDER TO FORCE POOL THE INTERESTS OF ALL OWNERS REFUSING OR FAILING TO AGREE TO LEASE THEIR INTEREST OR OTHERWISE BEAR their PROPORTIONATE SHARE OF THE COSTS OF DRILLING AND PRODUCTION OPERATIONS OF THE LIVSEY 25-15 WELL DRILLED IN SECTION 25, TOWNSHIP 2 SOUTH, RANGE 1 WEST, USM, UINTAH COUNTY, UTAH.

AFFIDAVIT OF CHARLES B. WILEY

Docket No.: 2010-013

Cause No.: 131-128

STATE OF COLORADO) :ss COUNTY OF DENVER)

Charles B. Wiley, having been duly sworn upon oath, deposes and states as follows:

- 1. I am of legal age and otherwise competent to testify as to all matters contained herein.
- 2. I am a Senior Engineering Advisor with Enerplus Resources (USA) Corporation, the Petitioner herein.
- 3. I am familiar with the matters set forth in Petitioner's Request for Agency Action and detailing relating to the costs associated with drilling and completing the Livsey 25-15 Well.

The estimated costs to plug and abandon the Livsey 25-15 Well is 4. \$117,690.

Dated this 12nd day of February, 2010.

Charles B. Wiley

SUBSCRIBED AND SWORN to before me this day of February, 2010.



NOTARY PUBLIC